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**STATE OF CALIFORNIA
State Energy Resources
Conservation and Development Commission**

In the Matter of:)	DOCKET NO: 00-AFC-3
)	
)	
)	INTERVENOR CITY OF
)	DOWNEY FIRST STATUS
)	REPORT
NUEVA AZALEA POWER PLANT)	
PROJECT)	
_____)	

Intervenor City of Downey (“Downey”) hereby submits its first status report in this matter.

Data Requests: Downey filed its first set of data requests on October 25, 2000.

Downey just today, November 29, 2000, received applicant’s responses to our first set of data requests. The applicant also filed objections to some of Downey’s data requests on November 6, 2000. Downey is currently reviewing the objections and the data responses to Downey’s first set of data requests as

well as objections and data responses to CBE's and staff's data requests. Downey will be filing a second set of data requests and anticipates filing a petition pursuant to Rule 1716(g).

Schedule: Downey believes a schedule adjustment may be necessary in light of applicant's delay in submitting the ERC package and the apparent unwillingness of applicant to provide to Downey information which is both appropriate and necessary to adequately evaluate the impacts of the project on Downey and other surrounding communities.

Conclusion: Downey remains concerned about the significant environmental impacts, especially the emission of PM₁₀ and the potential release of heavy metals, which have been identified in staff's Issues Identification Report (September 25, 2000) and by Intervenor CBE. Downey's position may be modified after review of the last set of data responses submitted by applicant.

Respectfully submitted,

Date: November 30, 2000

Edward W. Lee
Attorney for City of Downey